

CONFERENCE COMMITTEE REPORT
House Bill No. 2 By Representative DeWitt

March 21, 2001

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2 by Representative DeWitt, recommend the following concerning the reengrossed bill:

1. That Senate Committee Amendments Nos. 1 through 3 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on March 19, 2001 be rejected.
2. That Senate Floor Amendments Nos. 1 and 2 proposed by Senator C.D. Jones and adopted by the Senate on March 20, 2001 be rejected.
3. That Senate Floor Amendment No. 3 proposed by Senator C.D. Jones and adopted by the Senate on March 20, 2001 be adopted.
4. That Senate Floor Amendments Nos. 1 through 17 proposed by Senator Bill Jones and adopted by the Senate on March 20, 2001 be rejected.
5. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before "(B)(1)," delete "R.S. 27:44(23), 65(A)" and insert "R.S. 27:65(A)"

AMENDMENT NO. 2

On page 1, line 3, after "R.S. 17:421.7," delete the remainder of the line and insert " and R.S. 27:66 and 70(B)(7)(c) and to"

AMENDMENT NO. 3

On page 1, line 6, after "provisions;" delete the remainder of the line and on line 7, delete "permanently moored riverboat vessel;"

AMENDMENT NO. 4

On page 3, line 17, delete "R.S. 27:44(23)," and insert "R.S. 27:" and on line 18, after "reenacted" delete the remainder of the line and insert "and R.S. 27:66 and 70(B)(7)(c) are"

AMENDMENT NO. 5

On page 3, delete lines 20 through 26, and on page 4, delete lines 1 through 19 in their entirety

AMENDMENT NO. 6

On page 5, delete lines 5 and 6, in their entirety and insert:

"(1)(a)In the parish of the official gaming establishment, except as provided in R.S. 27:66,"

AMENDMENT NO. 7

On page 5, line 10, delete "authorized to conduct gaming pursuant to"

AMENDMENT NO. 8

On page 5, line 11, delete "Subparagraph (b) of this Paragraph."

AMENDMENT NO. 9

On page 5, line 22, after "R.S. 27:91(C)(1)" delete the remainder of the line and insert in lieu thereof "and shall pay either the additional franchise fee provided in R.S. 27:91(C)(2) or, if applicable and authorized by R.S. 27:66, the additional franchise fee in the amount provided in R.S. 27:91(C)(4)."

AMENDMENT NO. 10

On page 5, delete lines 23 through 26 in their entirety

AMENDMENT NO. 11

On page 6, delete lines 1 through 3 in their entirety

AMENDMENT NO. 12

On page 6, line 9, after "docked" delete the period "." and insert "and no cruises or excursions shall be conducted."

AMENDMENT NO. 13

On page 6, at the beginning of line 9, delete "may" and insert "shall only"

AMENDMENT NO. 14

On page 6, line 12, change "R.S. 27:91(C)(1)." to "R.S. 27:91(C)(1) and the additional franchise fee in the amount provided in R.S. 27:91(C)(3)."

AMENDMENT NO. 15

On page 7, delete lines 18 through 23 in their entirety and insert in lieu thereof the following:

"(c) For all licensees other than those licensed pursuant to R.S. 27:65(B)(1)(a) or (b), gaming may only be conducted on a riverboat while it is docked and the licensee shall not conduct cruises or excursions. A riverboat gaming licensee authorized to conduct gaming on a riverboat while it is docked pursuant to this Subparagraph shall pay the franchise fee in the amount provided in R.S. 27:91(C)(1) and the additional franchise fee in the amount provided in R.S. 27:91(C)(2)."

AMENDMENT NO. 16

On page 8, delete lines 1 through 26 in their entirety and on page 9, delete lines 1 through 25 in their entirety

AMENDMENT NO. 17

On page 10, delete lines 1 through 26 in their entirety and on page 11, delete lines 1 through 26 in their entirety and on page 12, delete lines 1 through 8 in their entirety

AMENDMENT NO. 18

On page 12, line 9, change "§66.2." to "§66."

AMENDMENT NO. 19

On page 12, line 9, after "docked" delete the remainder of the line and at the beginning of line 10, delete "moored riverboat vessel"

AMENDMENT NO. 20

On page 12, line 16, after "docked" and before "and" delete "or moored"

AMENDMENT NO. 21

On page 12, line 22, after "contrary," delete the remainder of the line in its entirety and insert "the provisions of R.S. 27:65(B)(1)(c) and 66 shall apply"

AMENDMENT NO. 22

On page 12, line 23, after "riverboat" delete the comma "," and delete the remainder of the line in its entirety and on line 24, delete "moored riverboat vessel."

AMENDMENT NO. 23

On page 13, line 1, after "riverboat" delete the comma "," and delete the remainder of the line in its entirety

AMENDMENT NO. 24

On page 13, at the beginning of line 2, delete "vessel."

AMENDMENT NO. 25

On page 13, at the end of line 4, after "riverboat" delete the comma "," and delete the remainder of the line in its entirety and on line 5, delete "permanently moored riverboat vessel."

AMENDMENT NO. 26

On page 13, line 10, after "riverboat" delete the comma "," and delete the remainder of the line in its entirety

AMENDMENT NO. 27

On page 13, at the beginning of line 11, delete "vessel."

AMENDMENT NO. 28

On page 13, line 15, after "riverboat" delete the comma "," and delete the remainder of the line in its entirety

AMENDMENT NO. 29

On page 13, at the beginning of line 16, delete "riverboat vessel."

AMENDMENT NO. 30

On page 14, line 7, after "docked" delete the remainder of the line in its entirety

AMENDMENT NO. 31

On page 14, at the beginning of line 8, delete "vessel"

AMENDMENT NO. 31

On page 14, delete lines 18 through 25, and on page 15, delete lines 1 and 2 and insert the following:

"(2) On and after April 1, 2001, except as provided in Paragraphs (3) and (4) of this Subsection, an additional franchise fee at an annual amount equal to three percent of net gaming proceeds shall be charged for the right to conduct gaming activities on a riverboat.

(3) Any riverboat gaming licensee conducting gaming activities as authorized by R.S. 27:65(B)(1)(b) shall pay an additional franchise fee for the right to conduct gaming activities on a riverboat as follows:

(a) On and after April 1, 2001 up to and including March 31, 2002, an additional franchise fee equal to one percent of net gaming proceeds.

(b) On and after April 1, 2002 up to and including March 31, 2003, an additional franchise fee equal to two percent of net gaming proceeds.

(c) On and after April 1, 2003, an additional franchise fee equal to three percent of net gaming proceeds."

AMENDMENT NO. 32

On page 15, delete lines 3 and 4 and insert the following:

"(4) On and after April 1, 2001, riverboat gaming licensee conducting gaming activities"

AMENDMENT NO. 33

On page 15, line 5, change "R.S. 27:66.2" to "R.S. 27:66"

AMENDMENT NO. 34

On page 15, line 7, change "(i)" to "(a)"

AMENDMENT NO. 35

On page 15, line 11, change "(ii)" to "(b)"

AMENDMENT NO. 36

On page 15, line 16, change "(iii)" to "(c)"

AMENDMENT NO. 37

On page 15, delete lines 21 through 25 in their entirety

AMENDMENT NO. 38

On page 16, delete lines 1 through 6 in their entirety

AMENDMENT NO. 39

On page 16, lines 19 and 24, change "Fifteen" to "Nine"

Respectfully submitted,

Representative Charlie DeWitt

Senator Donald R. Cravins

Representative Edwin R. Murray

Senator Francis C. Heitmeier

Representative Daniel R. Martiny

Senator Joe McPherson